

SENATE BILL 3447
By Crutchfield

AN ACT to amend Tennessee Code Annotated, Title 43,
Chapter 8, relative to the sale of restricted use
pesticides.

WHEREAS, there is an intense interest in ensuring that pesticides designated as
“restricted use” pesticides are sold to and purchased by only persons possessing the necessary
credentials to be authorized by law to make such purchases; and

WHEREAS, only those persons who hold a valid certificate or license issued by the department
of agriculture are authorized to make such purchases; and

WHEREAS, the most effective way to prevent unauthorized sales is through the checking of
credentials and the record keeping of pesticide dealers who are authorized to sell restricted use pesticides;
now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated Section 43-8-103 (b), is amended by deleting the
word and letter “Class C” and substituting instead the word and letter “Class A”.

SECTION 2. Tennessee Code Annotated Section 43-8-107 (a) is amended by deleting the
word and letter “Class C” and substituting instead the word and letter “Class A”.

SECTION 3. Tennessee Code Annotated Section 43-8-201 is amended by designating the
current language as subsection (a) and adding the following language as a new appropriately
designated subsection:

() No person shall sell or offer for sale within this state any pesticide classified by
the commissioner as being for restricted use unless the person to whom the sale is made
holds a valid certificate or license issued by the department of agriculture, as required by
Tennessee Code Annotated Section 62-21-115. The pesticide dealer shall require that
each purchaser show evidence of such certificate or license prior to finalizing the sale.

SECTION 4. This act shall take effect on July 1, 2004, the public welfare requiring it.